

AF/1762  
\$  
CC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant (s): Klaus et al.

Serial No.: 09/523,491

Group Art Unit: 1762

Filed: March 10, 2000

Examiner: Fuller, Eric B.

For: A SOLID MATERIAL COMPRISING A THIN METAL FILM ON ITS SURFACE AND METHODS FOR PRODUCING THE SAME

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING SENT BY FIRST CLASS MAIL TO: COMMISSIONER OF PATENTS AND TRADEMARKS, On February 13, 2004 DATE OF DEPOSIT Gary C. Cohn PRINT OR TYPE NAME OF PERSON SIGNING CERTIFICATE SIGNATURE OF PERSON SIGNING CERTIFICATE
---

Hon. Commissioner of Patents & Trademarks

Sir:

RECEIVED

FEB 23 2004

RESUBMISSION OF RESPONSE

On January 13, 2004, the undersigned submitted a response, fee sheet and credit card authorization form to the USPTO by facsimile to telephone number 703-872-9306. Our facsimile machine printed a conformation report, indicating that the entire 16 pages of the facsimile were successfully sent to a fax machine that identified itself as "USPTO". However, no facsimile auto-transmission was received from the USPTO in response to the fax.

On February 9, our office called Examiner Fuller in Art Unit 1762 to inquire on the status of the case. Examiner Fuller informed us that the facsimile transmission had not been recorded by the USPTO. At Examiner Fuller's advice, we contacted the Patent Application Retrieval System at 866-217-9197. That office began an investigation as to the whereabouts of the fax. That is unresolved as of this time.

This paper is being filed to resubmit the response that was filed on January 13, to pay fees for an extension of time until February 13, 2004, and to file a notice of appeal prior to the end of the statutory six-month period for responding. This filing, and the payment of

these fees, is being made to preserve the applicant's rights in case the USPTO challenges the January 13 submission.

Enclosed with this paper are:

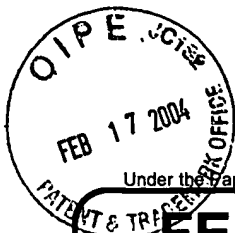
- (1) Notice of Appeal.
- (2) Request for extension of time.
- (3) Fee sheet dated February 13, 2004, paying the extension of time and appeal fees;
- (4) Credit card authorization form for the fees being paid today.
- (5) Copy of the confirmation report generated by our fax machine, verifying that the January 16 fax was sent and received.
- (6) Copy of the papers filed January 13, 2004. The copy of the credit card authorization form sent on January 13 has been marked "COPY" so it will not be used to process any new fee.

We look forward to resolving the disappearance of the January 13 facsimile transmission.

Respectfully submitted,  
GARY C. COHN PLLC

---

Gary C. Cohn  
Registration No. 30,456  
Phone: (425) 576-1656  
4010 Lake Washington Blvd. NE  
Suite 105  
Kirkland, WA 98033



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/17 (10-03)  
Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 640.00

## Complete if Known

Application Number 09/523,491  
Filing Date March 10, 2000  
First Named Inventor Klaus  
Examiner Name Fuller  
Art Unit 1762  
Attorney Docket No. UTC 003

RECEIVED

FEB 23 2004

## METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number  
Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments  
☐ Charge any additional fee(s) or any underpayment of fee(s)  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	475.00
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	165.00
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 640.00

## SUBMITTED BY

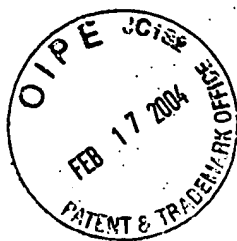
Name (Print/Type)	Gary C. Cohn	Registration No. (Attorney/Agent)	30,456	Telephone	425-576-1656
Signature		Date	2-13-04		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# FAX



Date January 13, 2004

Number of pages including cover sheet 16

## RECEIVED

FEB 23 2004

**To:**

Examiner Fuller  
Art Unit 1762  
S/N 09/523,491  
Filed March 10, 2000

Phone

Fax Phone 703-872-9306

CC:

Fax Phone

**From:**

Gary Cohn  
Gary C. Cohn-PLLC  
4010 Lk. Wash. Blvd.  
Suite 105  
Kirkland, WA 98033

Phone (425) 576-1656

Fax Phone (425) 576-1756

### REMARKS:

☐ Urgent

☐ For your review

☐ Reply ASAP

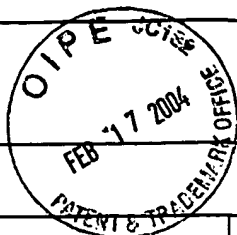
☐ Please comment

RE: S/N 09/23,491

Please find attached Response B (12 pp.), petition for extension of time, FY2004 fee sheet, and credit card authorization form.

Gary C. Cohn

HP LaserJet 3100  
Printer/Fax/Copier/Scanner



SEND CONFIRMATION REPORT for  
Gary C Cohn PLLC  
425 576 1756  
Jan-13-04 4:35PM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
107	1/13 4:30PM	5'07"	USPTO	Send.....	16/16	EC144	Completed.....

Total 5'07" Pages Sent: 16 Pages Printed: 0

**FAX**

**RECEIVED**  
**FEB 23 2004**

Date January 13, 2004  
Number of pages including cover sheet 16

To:  
Examiner Fuller  
Art Unit 1762  
S/N 09/523,491  
Filed March 10, 2000  
Phone \_\_\_\_\_  
Fax Phone 703-672-9306  
CC: \_\_\_\_\_  
Fax Phone \_\_\_\_\_

From:  
Gary Cohn  
Gary C. Cohn PLLC  
4010 Lk. Wash. Blvd.  
Suite 105  
Kirkland, WA 98033  
Phone (425) 576-1656  
Fax Phone (425) 576-1756

<b>REMARKS:</b> <input type="checkbox"/> Urgent <input type="checkbox"/> For your review <input type="checkbox"/> Reply ASAP <input type="checkbox"/> Please comment  RE: S/N 09/23,491 Please find attached Response B (12 pp.), petition for extension of time, FY2004 fee sheet, and credit card authorization form.  Gary C. Cohn
---